

REMARKS

Claims 1, 3-8 and 10-13 are pending in this application with Claims 1, 8, 12 and 13 being independent claims, Claims 2 and 9 being hereby canceled, and Claims 12 and 13 being new.

Claims 1, 6 and 7 are rejected under 35 U.S.C. § 102(a) as being anticipated by Miramontes (U.S. Pat. App. Pub. No.2002/0072395).

Claims 2 and 9 are rejected under 35 U.S.C. § 103(a) as being unpatentable over Miramontes in view of Kfoury (U.S. Pat. No.6,549,789).

Claims 3-5, 8, 10, and 11 are rejected under 35 U.S.C. § 103(a) as being unpatentable over Miramontes in view of Sharp (U.S. Pat. No.7,120,474).

Regarding the rejection of Claim 1 under 35 U.S.C. § 102(a), the Examiner states that Miramontes anticipates each and every element of the claim. Amended Claim 1 recites “the keypad assembly rotatable about a second rotation axis parallel to the first rotation axis and about a third rotation axis perpendicular to the second rotation axis.” The keypad assembly of the present application per Amended Claim 1 is capable of rotation about two rotation axes with respect to the handset and the two rotation axes perpendicular to each other (FIGs. 4 and 5).

Meanwhile, Miramontes teaches a telephone with a fold out keyboard and an outer case 2 (FIG. 2). However, the fold out keyboard in Miramontes is capable of rotation about only one rotation axis with respect to the outer case 2. Miramontes fails to disclose or fairly suggest the capability of the fold out key board to rotate about two perpendicular rotation axes as taught by Amended Claim 1.

Clearly, Amended Claim 1 structurally differs from Miramontes.

Regarding the rejection of Claim 8 under 35 U.S.C. § 103(a), the Examiner states that Miramontes in view of Sharp renders the claim obvious. Amended Claim 8 recites “said keypad assembly rotatable about a second rotation axis and about a third rotation axis perpendicular to the second rotation axis.” The above rationale for Amended Claim 1 also applies to Amended

Claim 8 regarding Miramontes. Sharp teaches a communication device that comprises a body portion 4 having a front face 14 for receiving a keypad (col. 2 lines 14-20, FIG. 2b). The front face 14 is stationary with respect to the body portion 4 (FIGs. 2a-2b). Sharp fails to disclose or fairly suggest the capability of a keypad assembly to rotate about two perpendicular rotation axes as taught by Amended Claim 8.

Clearly, Amended Claim 8 structurally differs from Miramontes, Sharp, or the combination thereof.

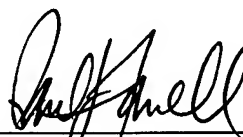
New independent Claim 12 recites “a keypad assembly removably coupled to the handset, the keypad assembly having a first side for disposing a telephone keypad and a second side for disposing a data communication keypad.” The fold out key board of Miramontes is not removable. The detachable user interface 1400 of Kfoury has one side for disposing a user interface 1402 and another side for disposing a battery door 1404 (FIG. 14, col. 7 lines 16-21). Kfoury fails to disclose or fairly suggest a keypad assembly having a first side for disposing a telephone keypad and a second side for disposing a data communication keypad taught by Claim 12.

Clearly, Claim 12 structurally differs from Miramontes, Kfoury, or the combination thereof.

Regarding new independent Claim 13, the above rationale for Claim 12 also applies to Claim 13 with respect to Miramontes, Kfoury, or the combination thereof.

Accordingly, all of the claims pending in the application, namely, Claims 1, 3-8 and 10-13, are believed to be in condition for allowance. Should the Examiner believe that a telephone conference or personal interview would facilitate resolution of any remaining matters, the Examiner may contact Applicants' attorney at the number given below.

Respectfully submitted,



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